

**CITY COUNCIL OF THE CITY OF SAN DIEGO  
THE CLOSED SESSION MEETING REPORT  
FOR MONDAY AND TUESDAY, FEBRUARY 4-5, 2013  
CITY ADMINISTRATION BUILDING  
COMMITTEE ROOM – 12<sup>TH</sup> FLOOR  
202 “C” STREET  
SAN DIEGO, CA 92101**

**REPORTING THE RESULTS OF THE CLOSED SESSION MEETING**

Only items that can be disclosed are reported out in the Open Session of the regular City Council Meeting. Public comment on Closed Session items are taken in Open Session. Please refer to the City Clerk’s minutes for Open Session for more information. Assistant City Attorney Mary Jo Lanza fame reports the results of the Closed Session Meeting of **February 5, 2013**, as follows:

**CLOSED SESSION MEETING FOR MONDAY, FEBRUARY 4, 2013**

(Closed Session Items were heard on Tuesday, February 5, 2013.)

Meeting was adjourned.

**CLOSED SESSION MEETING FOR TUESDAY, FEBRUARY 5, 2013, AT 9:00 A.M.**

**(NOTE:** The Closed Session Meeting was held at 9:00 a.m. and continued to 4:00 p.m.)

**ROLL CALL:**

Present: Mayor Filner, Council President Gloria, Council President Pro Tem Lightner, and Councilmembers Faulconer, Kersey, Zapf, Sherman, Alvarez, and Emerald

Absent: Council District 4 - vacant

**CLOSED SESSION ITEMS:**

**Conference with Legal Counsel - anticipated litigation - initiation of litigation, pursuant to California Government Code section 54956.9(d)(4):**

**CS-1** Number of Cases: One

ACA Assigned: D. Worley

Report: Nothing to report.

**CS-2** Number of Cases: One

DCA Assigned: K. Reisch

Motions: Approve City Attorney recommendation: file litigation seeking to uphold the validity of the long-term debt agreement; file an appropriate response and a motion to intervene in the Housing Coalition lawsuit; file a lawsuit seeking injunctive relief to preclude payment of any unencumbered affordable housing funds to the County Auditor.

Moved: Councilmember Lightner, District 1

Seconded: Councilmember Emerald, District 9

Vote: Passed 8 to 0 with Council District 4 vacant.

Report: This item was reported out by Assistant City Attorney Mary Jo Lanzafame on Tuesday, February 5, 2013, at 3:15 p.m.

Today, in Closed Session, the City Council voted on Closed Session Item No. 2 to initiate litigation. Once litigation is formally commenced, the action, the defendants, and other particulars will be disclosed to any person upon inquiry unless to do so would jeopardize effective service of process or settlement negotiations. The motion passed 8 to 0 with Council District 4 vacant.

**CLOSED SESSION MEETING FOR TUESDAY, FEBRUARY 5, 2013, AT 4:00 P.M.**

**(NOTE:** The Closed Session Meeting was held at 9:00 a.m. and continued to 4:00 p.m.)

**ROLL CALL:**

Present: Mayor Filner, Council President Gloria, Council President Pro Tem Lightner, and Councilmembers Faulconer, Kersey, Zapf, Sherman, Alvarez, and Emerald

Absent: Council District 4 - vacant

**CLOSED SESSION ITEMS:**

**Conference with Labor Negotiators Pursuant to California Government Code section 54957.6:**

**CS-3** City Designated Management Team Representatives

DCA Assigned: None Assigned.

Report: Nothing to report.

REPORTED BY: /s/ Mary Jo Lanzafame  
Mary Jo Lanzafame  
Assistant City Attorney